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<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/964,758	SHIMIZU, HIROAKI	
	Examiner	Art Unit	
	Sudhanshu C. Pathak	2634	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to January 19<sup>th</sup>, 2005.
2.  The allowed claim(s) is/are 1-2, 5-11, 14-19, 21-25 & 27-29 and re-numbered as claims 1-23 respectively.
3.  The drawings filed on September 28<sup>th</sup>, 2001 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All    b)  Some\*    c)  None    of the:
    1.  Certified copies of the priority documents have been received.
    2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of
 Paper No./Mail Date \_\_\_\_\_.
7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_.
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.

**DETAILED ACTION**

1. Claims 1-2, 5-11, 14-19, 21-25 & 27-29 are pending in the application.
2. Claims 3, 4, 12, 13, 20 & 26 have been canceled.

***Allowable Subject Matter***

3. Claims 1-2, 5-11, 14-19, 21-25 & 27-29 and re-numbered as claims 1-23 respectively are allowed.
4. Claims 1-2, 5-11, 14-19, 21-25 & 27-29 and re-numbered as claims 1-23 respectively are allowable over the prior art of record because the cited references do not contain the specified limitation of a modulation circuit for obtaining a modulated signal, by modulating a carrier signal using a modulating signal, comprising: means for extracting a phase signal and an amplitude signal from the modulating signal; means for converting the phase signal into an analog signal; first means for generating a first oscillation frequency signal; means for modulating, using quadrature modulation, the analog signal output from the converting means to an IF signal, based on the first oscillation frequency signal; second means for generating a second oscillation frequency signal; means for converting the frequency of the IF signal output from the modulating means and converting the IF signal into a RF signal, based on the second oscillation frequency signal; means for delaying the amplitude signal output from the extracting means for a time; and means for varying the amplitude of the RF signal and amplifying the varied RF signal in accordance with the delayed amplitude signal output from the delaying means, and for outputting the amplified

RF signal wherein the delaying means comprises: means for setting the time; and a delay circuit for delaying the amplitude signal output from the extracting means in accordance with the time set by the setting means, the setting means including a circuit for setting the time based on at least one of a modulation type a modulation index, a frequency a roll off rate of the modulating signal, an ambient temperature a supply voltage to the modulation circuit and a gain.

***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sudhanshu C. Pathak whose telephone number is (571)-272-3038. The examiner can normally be reached on M-F: 9am-6pm.
  - If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Chin can be reached on (571)-272-3056
  - The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.
  - Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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